

**VIOLATION OF SUPERVISION PROCEEDINGS MINUTE SHEET**

		Time In/Out:	10:28am – 10:38am	Court Time:	10 minutes	
			Date:	January 28, 2019		
	Cr. No.	CR 09-3366 WJ	USA v.	Derek Chavez		
		The Honorable	Chief Judge William P. Johnson			
Clerk:		R. Garcia		Court Reporter:	M. Loughran	
Defendant:		Present		Defendant's Counsel:	Martin Lopez III	
AUSA:		Michael Murphy		Probation Officer:	Erick Newton	
VSR Held:		Albuquerque		Interpreter:	N/A	

**ADMISSION OR DENIAL OF PETITION'S ALLEGATIONS**

X	Court questions Defendant regarding voluntary nature of admission.
X	Court finds Defendant competent to proceed
X	Court advises Defendant of his/her rights
X	Court advises / confirms Defendant is aware of charges and possible penalty:
X	<b>Defendant ADMITS violation: failed to refrain from use of a controlled substance.</b>
	Proceed to sentencing
	Violation Report <b>WAIVED / NOT WAIVED</b>
X	<b>Other: The Court will hold the Petition in abeyance for a period of 4 months; Defendant shall comply with all previously imposed standard, mandatory, and special conditions of supervision, with the added conditions that the Defendant continue to work toward obtaining his GED.</b>

**SENTENCE IMPOSED**

Supervision imposed:		Imprisonment:		Supervised Release:	
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**SPECIAL CONDITIONS**

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**OTHER**

	<b>ADVISED OF</b> Appeal Rights
	<b>HELD IN CUSTODY</b>
	Recommended place of incarceration:

NOTES:	<p><b>PO addresses the Court in support of recommendation for 3 months custody and no supervision to follow.</b></p> <p><b>Mr. Murphy addresses the Court; requests the Court hold the Petition in abeyance.</b></p> <p><b>Mr. Martin addresses the Court in support of holding the petition in abeyance until the end of April and thus completing course work for GED.</b></p> <p><b>The Court will hold the Petition in abeyance for a period of 4 months with all prior conditions of supervision to remain in effect with the added condition that he continue work toward his GED.</b></p>
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